

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

NOTICE OF DOCUMENT DISCREPANCIES

FILED

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Clerk's Office File Stamp*
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

Miller *ag*

TO: ☐ U. S. DISTRICT JUDGE / ☐ U. S. MAGISTRATE JUDGE

FROM: K. Hammerly, Deputy Clerk

RECEIVED DATE: 8/11/2008 DEPUTY

CASE NO.: 08cv1394 DOCUMENT FILED BY: Plaintiff Limpin

CASE TITLE: Limpin v. Astrue

DOCUMENT ENTITLED: Motion for Court Certification Order of Class Action and Motion for Appointment of

Upon the submission of the attached document(s), the following discrepancies are noted:

<input checked="" type="checkbox"/>	Local Rule	Discrepancy
<input checked="" type="checkbox"/>	5.1	Missing time and date on motion and/or supporting documentation
<input type="checkbox"/>	5.3	Document illegible or submitted on thermal facsimile paper
<input type="checkbox"/>	5.4	Document not filed electronically. Notice of Noncompliance already issued.
<input type="checkbox"/>	7.1 or 47.1	Date noticed for hearing not in compliance with rules/Document(s) are not timely
<input checked="" type="checkbox"/>	7.1 or 47.1	Lacking memorandum of points and authorities in support as a separate document
<input type="checkbox"/>	7.1 or 47.1	Briefs or memoranda exceed length restrictions
<input type="checkbox"/>	7.1	Missing table of contents
<input type="checkbox"/>	15.1	Amended pleading not complete in itself
<input type="checkbox"/>	30.1	Depositions not accepted absent a court order
<input type="checkbox"/>		Supplemental documents require court order
<input type="checkbox"/>		Default Judgment in sum certain includes calculated interest
<input checked="" type="checkbox"/>		OTHER: - No proof of service - No identified hearing date. LR. 7.1(b)

Date forwarded: 8/11/2008

ORDER OF THE JUDGE / MAGISTRATE JUDGE

IT IS HEREBY ORDERED:

- ☐ The document is to be filed nunc pro tunc to date received.
- ☒ The document is NOT to be filed, but instead REJECTED, and it is ORDERED that the Clerk serve a copy of this order on all parties.
- Rejected document to be returned to pro se or inmate? ☒ Yes *yes* Court Copy retained by chambers ☐

Counsel is advised that any further failure to comply with the Local Rules may lead to penalties pursuant to Local Rule 83.1

CHAMBERS OF: JEFFREY T. MILLER

Dated: _____
cc: All Parties

By: *RM*

REJECTED

KARL T. LIMPIN
 3710 Wabash Avenue, Apt. #314, San Diego, CA 92104-3970
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 Phone Number: (619) 729-4565

**UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA**

KARL T. LIMPIN, on behalf of himself
 and all others similarly situated

Plaintiffs,

v.

MICHAEL J. ASTRUE, Commissioner of
 the Social Security Administration

Defendant

CASE NO. 08cv1394 JM (RBB)

**MOTION FOR COURT CERTIFICATION
 ORDER OF CLASS ACTION**

28 U.S.C. §1332

AND

**MOTION FOR APPOINTMENT OF
 COUNSEL SUBSEQUENT TO
 CERTIFICATION OF CLASS ACTION**

Federal Rules of Civil Procedure 23(g)(1)

Plaintiff LIMPIN, hereby respectfully resubmits a motion for certification order of a class action for all California Aged, Blind and Disabled citizens versus defendant, Mr. Michael J. Astrue, Commissioner of the Social Security Administration pursuant to 28 U.S.C. §1332(a)(1), and Federal Rules of Civil Procedure ("FRCP") 23(c)(1)(A).

Inter alia, plaintiff LIMPIN alleges that the Chambers of the Honorable ("Hon.") Jeffrey T. Miller "inadvertently" misconstrued plaintiff's motion for appointment of counsel and certification order dated July 31, 2008 for class action based on another motion for In Forma Pauperis under 28 U.S.C. §1915(e)(1)

CR